

110TH CONGRESS
1ST SESSION

H. R. 3780

To amend the Higher Education Act of 1965 to require a State to charge in-State tuition rates to active-duty members of the Armed Forces domiciled or stationed on active duty in that State and to the dependents of such members.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 9, 2007

Mr. EDWARDS (for himself, Mr. BOYD of Florida, Mrs. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. ELLISON, Mr. ETHERIDGE, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, and Mr. MCHUGH) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Higher Education Act of 1965 to require a State to charge in-State tuition rates to active-duty members of the Armed Forces domiciled or stationed on active duty in that State and to the dependents of such members.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Child College
5 Affordability Act”.

1 **SEC. 2. IN-STATE TUITION RATES FOR MEMBERS OF THE**
2 **ARMED FORCES ON ACTIVE DUTY AND DE-**
3 **PENDENTS.**

4 Part B of title I of the Higher Education Act of 1965
5 (20 U.S.C. 1011 et seq.) is amended by adding at the end
6 the following new section:

7 **“SEC. 123. IN-STATE TUITION RATES FOR MEMBERS OF THE**
8 **ARMED FORCES ON ACTIVE DUTY AND DE-**
9 **PENDENTS.**

10 “(a) REQUIREMENT.—A member of the armed forces
11 on active duty for a period of more than 30 days whose
12 domicile or permanent duty station is in a State, and the
13 dependents of such a member, may not be charged tuition
14 for attendance at a public institution of higher education
15 in that State at a rate that is greater than the rate
16 charged for residents of that State.

17 “(b) CONTINUATION.—If a member of the armed
18 forces, or a dependent of a member, pays tuition at a pub-
19 lic institution of higher education in a State at a rate de-
20 termined by reason of subsection (a), the provisions of
21 subsection (a) shall continue to apply to such member or
22 dependent while continuously enrolled at that institution,
23 notwithstanding a subsequent change in the permanent
24 duty station of the member to a location outside the State.

25 “(c) EFFECTIVE DATE.—This section shall take ef-
26 fect at each public institution of higher education in a

1 State at the beginning of the first period of enrollment
2 at that institution that begins more than 90 days after
3 the date of enactment of the Military Child College Afford-
4 ability Act.

5 “(d) DEFINITIONS.—For purposes of this section:

6 “(1) STATE.—The term ‘State’ has the mean-
7 ing given that term in section 103 of this Act.

8 “(2) MILITARY DEFINITIONS.—The terms
9 ‘armed forces’ and ‘active duty for a period of more
10 than 30 days’ have the meanings given those terms
11 in section 101 of title 10, United States Code.”.

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